

Minutes of a Town Council meeting held on June 21st, AD 2012 at 7:00 o'clock PM in the Town Council Chambers, Town Hall, 40 Commons, Little Compton, RI. Members present: Charles N. Appleton, Jr., Fred M. Bodington, III; Paul J. Golembeske, Gary S. Mataronas and Robert L. Mushen. Also present: Richard S. Humphrey, Town Solicitor, Tom Dunn, Business Manager.

Salute to the Flag.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To approve, as written the June 7, 2012 Town Council meeting minutes.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mushen) Councilor Mataronas abstained from voting: To approve, as written the June 14, 2012 Town Council meeting minutes.

Announcements:

- 1. RI Dept. of Transportation has announced the closure of exit 5 north bound from the Sakonnet River Bridge on Route 24.**
- 2. A vacancy has occurred of an Alternate Member of the Zoning Board of Review due to this member moving out of town.**

3. Anyone needing to escape the extreme heat may use the Public Safety Complex which is the designated Cooling Center.

Motion made by Councilor Mushen, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adopt the following resolution:

RESOLUTION

EXPRESSING PRELIMINARY AND CONDITIONAL SUPPORT OF CONCEPT OF EAST BAY ENERGY CONSORTIUM

WHEREAS, the Town of Little Compton is party to a Memorandum of Agreement dated March 23, 2009 under which it participates in a study of the feasibility of a regional wind energy system in the “East Bay” area;

WHEREAS, by action on March 22, 2012, the Town Council approved a resolution supporting the establishment of the East Bay Energy Consortium (“EBEC”) through legislation by the General Assembly;

WHEREAS, various citizens, organizations, and government officials have been, are, and/or will need to be involved in a cooperative effort in order to successfully accomplish the goals set forth by EBEC;

WHEREAS, the Town Council believes that original drafts of

legislation are not in the best interests of the Town.

NOW, BE IT THEREFORE RESOLVED:

1) That the Town Council hereby expresses and emphasizes that its preliminary, conceptual support is not to be construed as supporting any specific piece of legislation unless and until it has the due opportunity to consider, with public review and comment after ample notice thereto, and then expresses specific support, if any, by future action; and

2) That the Town Council hereby request of the General Assembly that before it takes any action on EBEC-related legislation, that the Town first be publicly provided with an opportunity to review and comment on any and all drafts of EBEC-related legislation being considered by the General Assembly.

ATTESTED, that the Resolution set forth above is approved by the Town Council of the Town of Little Compton, Rhode Island, by action duly taken on this 21st day of June, 2012.

Signed: Carol A Wordell, Town Clerk L.S.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Town Treasurer to make adjustments to the earnings for Patrolman Natale effective

July 10, 2012 and through his deployment as per the contract agreement between the Town of Little Compton and the IBPO Local 644.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To re-affirm that the Town of Little Compton designates Ryan C. LeClaire to attend the Municipal Police Academy based on the report of the Police Chief and a conditional offer of employment to Mr. LeClaire.

The Town Solicitor asked for a joint meeting of the Town Council, the LC Agricultural Conservancy Trust and legal counsel for other individuals inherently involved in the Ruddick vs. LC Agri. Conservancy Trust et als Ca.No. NC2011-0635. Attorney Teitz has offered July 2 or 12 in the evenings or any day. The Council and Solicitor thought it would be best to offer to meet immediately prior to the regularly scheduled LCACT meeting scheduled for July 2. The solicitor will circulate an offer to meet on July 2 at 6 PM as a first choice or July 12 at 6 PM. No votes were taken.

Two bid proposals have been received for the purchase of Bituminous Concrete:

Narragansett Improvement Co.

223 Allens Ave \$85.00 per ton estimate 1,000 tons for total of

\$85,000

Providence, RI 02903-4993

PJ Keating Company

875 Phenix Ave \$71.49 per ton estimate 1,400 tons for total of \$100,086

Cranston, RI 02901

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To refer to the Director of Public Works two (2) bids received for the purchase of Bituminous Concrete and to ask the DPW to return a future Town Council meeting with a recommendation.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the United Congregational Church to use the following areas on July 14th for the Summer Road Race: the first floor of 32 Commons, the area in front of the Basketball Court on the south side for the placement of 6 port-a-jons and permission to erect a 20' x 40' tent on the western end of Pike's Peak; all due to the construction activity taking place at the Wilbur-McMahon School, which has pre-empted the use of school facilities. This usage is contingent upon continued cooperation with

the Police Department.

Chief Wordell noted that he is very pleased with the organizational efforts of H. Wayne Curtis, Race Director and feels confident that they will be able to work through the event together.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to an organization entitled “Restoring True Beauty” to use the Basketball Court on Thursday evenings from 6 pm to 8 pm from July 12th through August 16th, contingent upon liability release forms completed for the participants.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Treasurer to issue a check to Patrolwoman Cressman in the amount of \$1,658.88 payable on June 30 from line item 1585-7013 of the Police Department Budget and to further authorize a waiver to allow Plwm. Cressman to carry over 10 days of vacation due to extenuating circumstances.

The Council President reviewed several areas in FY2012 Budget where the contingency fund will need to cover overages due to unanticipated situations. After a brief review the following vote was taken:

Motion made by Councilor Mushen, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Town Treasurer to transfer as per the Town Home Rule Charter within department line items and from the Contingency fund to cover overages within the FY2012 Budget; and to further authorize the transfer of Financial Town Meeting approved fund appropriations to their respected accounts such as vault funding, revaluation funding and capitol improvement funding at a minimum; and to further authorize the balance of the Highway budget to be encumbered for use on the pavement of South Shore Road in FY 2013 as the project may not begin until after the summer traffic has lessened. The Town Council President shall report to his fellow Councilors as to the extent of said transfers authorized.

New Business #6 – Consider hiring Road Superintendent as an employee. The councilor's each gave a brief synopsis of how they felt on the subject matter before them:

Councilor Mataronas: Would prefer a part time, non-benefit employee rather than full time with benefits.

Councilor Golembeske: Does not see a full time employee with benefits as being cost effective. He suggest the Highway Supervisor be given a nominal increase to his salary for additional hours rather than adding another employee entirely as this employee already exist

as full time with benefits.

Councilor Bodington: Surprised to hear of the consideration of full time vs. part time. The individual in question would like full time with benefits and feels he can be proactive rather than reactive to highway needs. He feels this makes sense, but is not sure this is the correct timing. He would prefer part time at this time.

Councilor Appleton: In favor of part time with no benefits, but not full time right now.

Councilor Mushen: Stated that he has struggled for a year to determine how to handle this position. The individual involved offers a wealth of knowledge and past service to the town. That being said, he does not feel we should change the position to anything other than a sub-contracted position. Certainly more work could be done initially with quarterly mowing rather than simply spring and fall, or more proactive work on swales. He does not feel the town is ready for that type of change at this time. The reality is that health care costs are always increasing, usually at an alarming rate.

Additional comments:

- 1. The Police Chief suggested a punch list be developed to be used as the basis for an RFP to contract out the work.**
- 2. Another concern was raised with the fact that if this individual was hired as an employee there would be a conflict of interest regarding the town renting his equipment as is the practice with the subcontracting arrangement.**

3. Roger Lord mentioned that the Actuaries have lowered the town's pension contribution based on a few factors, one of which is a salary and hiring history of a reduced hiring. Adding another employee would result in a need for some increase.

Motion made by Councilor Golembeske, receiving a second from Councilor Appleton, voting in favor (Appleton, Golembeske, Mataronas, Mushen) Councilor Bodington opposed: To allow the Council President to discuss with the current contracted Road Supervisor that the Town Council will not be exercising an option to extend an offer of employment, but will move forward with the implementation of an RFP process for highway needs.

Councilor Golembeske made a motion to approve the salaries and benefits listing for FY2013 with the increase suggested by the Director of Public Works – this did not receive a second.

Motion made by Councilor Mataronas, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To increase the Harbor Masters annual salary by \$140 for FY2013.

Motion made by Councilor Golembeske, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adopt the following Salary and Benefits listing for FY2013 acknowledging an increase to the

Harbor Master's salary and several equipment rates under DPW:

SALARIES AND BENEFITS

JULY 1, 2012 – JUNE 30, 2013

1. Police Chief

As per contract

2. Part Time Policemen: to be \$2 less than Senior Patrolman rate

Uniform Allowance - \$150.00

Special Details – to be equivalent to Senior Patrolman rate when working for the Town of Little Compton and to be equivalent to Private Detail rate when working on a private entity as set forth in the agreement between the Town of Little Compton and the IBPO Local 644

3. Fire Chief

As per contract

4. Substitute Firemen: (part time firefighters):

Hourly Rate - \$15.00 per hour – set by vote of the Town Council held July 7, 2011.

5. Harbor Master - \$6,000 per year; with reimbursement of \$40 per month for cell phone use as Harbor Master until his personal contract expires and he joins the town's cell phone plan; no other benefits

Assistant Harbor Master - \$600.00 yearly

6. Building Official

As per contract

Under jurisdiction of the Building Officials Office

Electrical Inspectors - \$30.00 per visit

Plumbing/Mechanical Inspectors - \$30.00 per visit

7. Business Manager

As per contract

**8. Leonard Corrao (Disabled Firefighter) – Town payment
\$1576.21/month**

9. Tree Warden and Equipment (Contract Work)

Labor - \$40.00/hr.

Pickup Truck - \$15.00/hr.

Large Truck - \$20.00/hr.

Tractor and Loader - \$25.00/hr.

Bucket Truck - \$45.00/hr.

Chipper - \$40.00/hr.

(Vote of Town Council on 11/25/1985 – Outside contractors shall pay the tree warden \$15.00/day and notify him not less than 72 hrs. (when possible) prior to entering Town; also to notify him immediately upon completion of work).

10. Highway Personnel and Equipment (Contract Work):

Labor - \$35.00/hr.

Pickup Truck - \$15.00/hr.

Tractor w/ Rotary Mower and Operator - \$49.00/hr.

Tractor w/Side Mower & Operator - \$66.00/hr.

Backhoe w/operator - \$79.00/hr.

Tracked Backhoe (excavator) and operator - \$90.00/hr.

Five to Seven (5-7) Yard Dump Truck - \$35.00/hr.

Grader w/operator - \$75.00/hr.

One Ton Dump Truck - \$20.00/hr.

Snow Removal (All w/operator):

Four Wheel Drive (4WD) Pickup w/8 ft. Power Angle Plow - \$64.00/hr.

One (1) Ton (or Greater) Truck w/9 ft. Power Angle Plow - \$66.00/hr.

One (1) Loader w/operator - \$75.00/hr.

Six (6) Wheel Dump Truck w/10 ft. Plow - \$74.00/hr.

Sanding Town Roads - \$335/sand or \$320/sand w/Town sander

11. All Salaries and Benefits as set forth in the signed contracts between the I.B.P.O., I.A.F.F., and the Little Compton Municipal Employees Association and the Town of Little Compton

12. Also, authorize Treasurer to pay:

- 1. Salaries of elected officials as voted at the 2012 Annual Financial Town Meeting.**
- 2. All bills presented by the L.C. Free Public Library and the Beach Commission.**
- 3. Salary of Probate Judge as voted at the 2012 Annual Financial Town Meeting.**
- 4. Longevity payments**

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Council President to communicate with Paris St. Pierre to inform Ms. St. Pierre that the Highway Supervisor is aware of a problem with the swale alongside of her property located on the corner of William Sisson and Long Highway and will implement a solution when the weather is dry enough.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant a Peddler's License to Dana Neville d/b/a The Cotton Candy Man for the ensuing year.

Motion made by Councilor Mataronas, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant two (2) licenses to

Manchester & Harrington to haul refuse to the Town Transfer Station for vehicles in excess of 4,000 lbs.

Motion made by Councilor Mataronas, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To grant permission to the Friends of the Brownell Library to use the Town's Bulk Rate Permit in order to mail their annual fund raising letter.

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a resolution adopted by the Pawtucket School Committee opposing the Highly Distressed Intervention Act.

Motion made by Councilor Mataronas, receiving a second from Councilor Bodington, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To place on file a notice of the intention of the Coastal Resources Management Council to change the management plans, policies, procedures and regulations of the agency regarding for hearing July 24, 2012.

Motion made by Councilor Golembeske, receiving a second from Councilor Mataronas, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To authorize the Town Treasurer and the Town Council President to pay bills that are received prior to

the close of FY2012 and to further allow that the following bills be allowed and ordered paid: \$60,444.11

East Repair Inc. - Senior Busing \$378.73

Alarm New England LLC - Town Hall \$317.97

Poland Spring - Town Hall \$43.22

Poland Spring - Maintenance \$6.25

Citizens Bank - Probate \$38.74

LGCD - Auditors \$7,380.00

Vision	Government	Solutions	-
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Assessors/Treasurer/Comp. \$6,850.00

Stanley Engineering Inc. - Assessors \$530.00

Pyro Engineering Inc. - Fireworks fund \$2,675.00

Franlart Nurseries Inc. - Tree Warden \$4,360.00

Nationalgrid - street lights \$13.07

Nationalgrid - IOOF \$26.16

Nationalgrid - 32 commons \$17.65

Nationalgrid - Adamsville Lights \$35.71

Nationalgrid - Town Hall \$173.63

Nationalgrid - Town Dock \$29.83

Nationalgrid - Peckham Lot \$22.16

Nationalgrid - Cell Tower \$308.19

United Site Services - Transfer Station \$115.00

Allied Waste - Transfer Station \$6,072.00

Direct Energy - Town Hall \$210.63

Direct Energy - Adamsville Lights \$26.12

Direct Energy - Cell Tower \$210.17

Direct Energy - Peckham Lot \$10.37

Direct Energy - 32 commons \$8.40

Direct Energy - IOOF \$14.15

Direct Energy - Street Lights \$17.94

Verizon Wireless - Transfer Station \$32.46

Verizon Wireless - Building Official \$39.75

Verizon Wireless - Maintenance \$32.46

Verizon Wireless - Maintenance \$34.27

Messenger Security Systems Inc. - Public Safety Complex \$120.00

Messenger Security Systems Inc. - Town Hall \$105.00

Messenger Security Systems Inc. - Maintenance Dept. \$121.00

Messenger Security Systems Inc. - 32 Commons \$135.00

Roger's Machine Shop - Highway \$300.00

Petro - gasoline \$3,872.27

Home Depot - Town Hall \$17.96

Tom's Lawn & Garden - Maintenance \$15.60

Sani-Kan - Civic Recreation \$224.70

Sani-Kan - Civic Recreation \$90.95

Sani-Kan - Civic Recreation \$90.95

Maguire Equipment Inc. - Transfer Station \$285.00

Paychex of New York LLC - Treasurer \$410.05

Fisher Bus Inc. - Senior Busing \$850.00

Joseph Rego - Transfer Station \$125.00

Joseph Rego - Roadside mowing - highway \$5,457.00

Joseph Rego - clearing fire hydrants - highway \$175.00

Verizon Wireless - Fire Dept. \$118.85

Griggs & Browne - Fire Dept. \$100.00

Clinical 1 Home Medical - Fire Dept. \$160.22

Minuteman Trucks Inc. - Fire Dept. \$2,352.59

Rob's Auto Care Inc. - Fire Dept. \$35.00

Boundtree Medical - Fire Dept. \$94.47

Southcoast Hospitals Group - Fire Dept. \$87.23 \$2,948.36

Rob's Auto Care - Drug Forfeiture \$1,030.73

Randall Watt - Drug Forfeiture \$125.00

Rhode Island Attorney General - Drug Forfeiture \$120.00

AAA Police Supply - Drug Forfeiture \$23.95

Verizon Wireless - Drug Forfeiture \$357.18

Vic's Car Wash - Drug Forfeiture \$9.50

Tiverton Sign Shop - Drug Forfeiture \$685.00

Adamson Industries Corp - Drug Forfeiture \$386.90

Edward Deutch Uniforms - Drug Forfeiture \$900.00

Creative Product Sourcing, Inc - Drug Forfeiture \$496.26 \$4,134.52

Belmont Springs - Police Dept. \$18.17

K.T.R. Maintenance - Police Dept. \$45.32

W.B. Mason - Police Dept. \$62.76

Cox Communication/Internet - Police Dept. \$171.00

Cox Communication/Telephone - Police Dept. \$197.45

Sakonnet Veterinary Hospital - Police Dept. \$390.00

Pitney Bowes - Police Dept. \$165.00 \$1,049.70

Susan Sisson - Director of Social Services \$1,150.00

Petro - Diesel \$712.53

Cox Communications - 32 Commons \$27.93
WB Mason - Town Clerk \$23.00
WB Mason - Canvassers \$10.00
Adamson Industries Corp - capital expense funds \$4,887.59
Shay Austin-Leary - Board secretary - planning,zoning,bldg. \$343.00
Tom's Lawn & Garden - Maintenance \$43.22
Markey & Asplund - Town Clerk \$576.00
Markey & Asplund - Town Clerk \$692.00
Paychex of New York LLC - Treasurer \$448.10
Kevin's Auto Parts - Maintenance \$83.39
Everlasting Designs - computer \$150.00
Paychex of New York LLC - Treasurer \$12.44
Allied Group - Canvassers \$726.82

Motion made by Councilor Mataronas, receiving a second from Councilor Golembeske, voting in favor (Appleton, Bodington, Golembeske, Mataronas, Mushen): To adjourn at 8:03 PM.

Carol A Wordell

Town Clerk